

In the Court of Appeals of the State of Alaska

Stephen Harmon,

Appellant,

v.

State of Alaska,

Appellee.

Court of Appeals No. A-13760

Order

Motion to Strike Appellee's Brief

Date of Order: 1/27/2022

Trial Court Case No. 4FA-13-02849CI, 4FA-92-02481CR

The Appellant, Stephan Harmon, represents himself in this appeal. He has filed a motion requesting that this Court reject the State's brief in this case. Although his motion is difficult to understand, Harmon essentially contends that the brief should be rejected because he alleges the State committed misconduct with regard to its earlier request for a continuance under this Court's Standing Order No. 12. Also, based on his various allegations that the State committed misconduct, Harmon asks for additional relief. Among other things, he asks this Court to vacate the superior court order dismissing his Civil Rule 60(b)(4) & (5) motion — that is, to vacate the ruling from which this appeal arises. In other words, Harmon is asking this Court to decide the merits of this appeal in his favor based on the allegations contained in his motion.

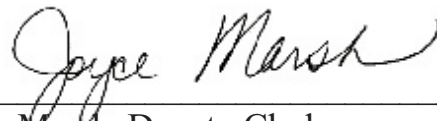
As a general matter, this Court does not decide the merits of an appeal based solely on a party's motion. For this reason, Harmon's request that this Court decide this appeal based on the allegations contained in his motion is **DENIED**. In addition, because the Court concludes that the State's brief will assist the Court in resolving the merits of Harmon's appeal, Harmon's motion to reject the State's brief is

DENIED. And because Harmon's additional requests for relief appear closely related to his request that this Court decide the merits of this appeal in his favor, these other requests are **DENIED**.

Harmon also filed a subsequent motion asking this Court to rule on his motion to reject that State's brief, and asking this Court to comply with Administration Rule 3(e). Because the Court is now ruling on his motion to reject the State's brief, Harmon's subsequent motion is **DENIED** as moot. Because the Supreme Court deleted Administrative Rule 3(e) in 2016, Harmon's request that this Court comply with this deleted rule is **DENIED**. (See SCO 1873, effective April 27, 2016.)

Entered under the authority of Chief Judge Allard.

Clerk of the Appellate Courts

A handwritten signature in cursive script, reading "Joyce Marsh", written over a horizontal line.

Joyce Marsh, Deputy Clerk

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